

From: [Jessica Hernandez](#)
To: [Axe, Al](#)
Cc: [Barbara Nann](#); [Anne Foster](#)
Subject: Re: San Jacinto River Fleet
Date: 09/28/2011 10:23 AM

Al-

Thank you for your note. At this point our primary concern is that Respondents provide documentation regarding the metes and bounds of the western waste pit north of I-10 bridge. Respondents should have already in their possession documentation that demonstrates that Respondents have secured access from all the parties who may have a potential ownership interest in the western portion of the western waste pit. This information is required to be secured under both the Administrative Order on Consent for Removal and the Unilateral Administrative Order on Consent for Remedial Investigation and Feasibility Study. Moreover, under both agreements, Respondents are required to provide documentation regarding their work under these agreements when requested by EPA. To that end, on September 21, 2011, EPA requested (in an email from Barbara Nann) that Respondents provide the following:

- (1) survey of the parcel western waste pit
- (2) signed access agreements from the appropriate parties

With regards to securing access agreements with San Jacinto River Fleet, EPA is willing to grant Respondents an extension of 14 days to allow San Jacinto River Fleet to meet with EPA and have their questions answered before they negotiate an access agreement with you. However, we did not interpret your request for an extension to apply to EPA's request for documentation. Accordingly, it remains our expectation that those documents be provided by October 5, 2011.

Please let me know if you have additional questions or need further clarification regarding our request. I will be in meetings most of the day, but will be checking my email every couple of hours.

Many thanks.

Jessica

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